

45/0 10-101 288336
DIVISION-CONTINUATION PROGRAM APPLICATION TRANSMITTAL FORM

DOCKET NUMBER 0035.01	ANTICIPATED CLASSIFICATION CLASS SUBCLASS	PRIOR APPLICATION EXAMINER: D. Schreiber, Ph.D.	ART UNIT: 1807
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MAIL ROOM
AUG 10 1994
TRADEMARKS

#2/A
10-13-94
S. D. Dine

To the Commissioner of Patents and Trademarks:

This is a request for filing a _____ continuation; X divisional application under 37 CFR §1.60 of pending prior application Serial No. 08/107,377, filed on August 17, 1993, for DIAGNOSTIC METHODS USING HUMAN IMMUNODEFICIENCY VIRUS (HIV) NUCLEOTIDE SEQUENCES (AS AMENDED)

1. Enclosed is a copy of the latest inventor signed prior application, including the oath or declaration as originally filed. I hereby verify that the attached papers are a true copy of the latest inventor signed prior application Serial No. 08/107,377 as originally filed on August 17 19 93, and further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
Total Claims	1 - 20 =	0	x 22.00	\$0.00
Independent Claims	1 - 3 =	0	x 74.00	\$0.00
	Multiple Dependent	Claim(s) (if applicable)	+ 230.00	\$ 0.00
			Basic Fee	+ \$ 710.00
			Total of above Calculations =	\$710.00
	Reduction by 1/2 for filing by small entity	(Note 37 CFR 1.9, 1.27, 1.28) if	applicable; affidavit must be filed also.	-
			Total National Fee	\$710.00

2. X The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 03-1664.

3. X A check in the amount of \$ 710.00 is enclosed (Check No. 4592).

4. X Cancel in this application original claims 1-25 and 27-59 of the prior application before calculating the filing fees. (At least one original independent claim must be retained for filing purposes.)

5. X Amend the specification by inserting at line 12, after "is a" divisional of application Serial No. 08/107,377, filed August 17, 1993, which is a divisional of application Serial No. 08/083,391, filed June 28, 1993, which is a continuation of application Serial No. 07/931,191, filed August 17, 1992, which is a divisional of application Serial No. 07/138,894, filed December 24, 1987, which is a
now U.S. Pat. No. 5,156,949

6. Transfer the drawings from the pending prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by person authorized by Section 1.138 and before payment of issue fee.)

- a. _____ New formal drawings are enclosed.
- b. _____ Priority of application Serial No. _____ filed on _____ in _____ is claimed under 35 USC 119.
- _____ The certified copy has been filed in prior application Serial No. _____ filed _____.
7. X The prior application is assigned or recorded to CHIRON CORPORATION, Intellectual Property - R440, 4560 Horton Street, Emeryville, California, 94608-2916, United States of America.
8. _____ A preliminary amendment is enclosed.
9. _____ A verified statement claiming small entity is enclosed in parent application Serial No. _____ filed _____ and is still proper.
10. _____ Also enclosed:

The power of attorney in the prior application is to:

Philip L. McGarrigle - Reg. No. 31,395	Robert P. Blackburn - Reg. No. 30,447
Grant D. Green - Reg. No. 31,259	Barbara G. McClung - Reg. No. 33,113
Kenneth M. Goldman - Reg. No. 34,174	Amy L. Collins - Reg. No. 33,370
Ling-Fong Chung - Reg. No. 36,482	

- a. _____ The power appears in the original papers in the prior application.
- b. _____ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. X Address all future communications: (May only be completed by applicant, or attorney or agent of record.)

Amy L. Collins
CHIRON CORPORATION
Intellectual Property - R440
P.O. Box 8097
Emeryville, California 94662-8097

Address all telephone calls to: Amy L. Collins at (510) 601-2768

August 10, 1994
 Date

Amy L. Collins
 Attorney or Agent of Record: Amy L. Collins
 Registration No: 33,370

Address of signator: _____ Inventor(s)
 _____ Assignee of complete interest
X _____ Attorney or Agent of record
 _____ Filed under Section 1.34(a)

CHIRON CORPORATION
 Intellectual Property - R440
 P.O. Box 8097
 Emeryville, California 94662-8097
 United States of America

A



PATENT
Atty. Docket No. 0035.011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

PAUL A. LUCIW *et al.*

Serial No. : Rule 60 of U.S. Serial No. 08/107,377 Group Art Unit: Unassigned
Filed : August 10, 1994 Examiner: Unassigned
For : DIAGNOSTIC METHODS USING HUMAN IMMUNODEFICIENCY
VIRUS (HIV) NUCLEOTIDE SEQUENCES (AS AMENDED)

CERTIFICATE OF MAILING BY EXPRESS MAIL

Box Patent Application/Divisional
Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Express Mail Mailing Label No: RB 969 266 639

Date of Deposit: August 10, 1994

I hereby certify that a true copy of the attached "DIVISION-CONTINUATION PROGRAM APPLICATION UNDER 37 CFR §1.60" is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to Box Patent Application/Divisional, Commissioner of Patents and Trademarks, Washington D.C. 20231.

By Diane D. Gliozzi
Diane D. Gliozzi

August 10, 1994

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